



CUSTOMER NO. 24222

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WELCHES, Richard Shaun et al Group Art Unit: 2834

Serial No. 10/691,030 Examiner: MOHANDESI, Iraj A

Filed: 10/22/2003 Atty. Dkt. No: YOU21A-US

For: TRANSFORMERLESS, LOAD ADAPTIVE SPEED CONTROLLER

To: Mail Stop ISSUE FEE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

From:

24222

Commissioner:

LETTER OF TRANSMITTAL

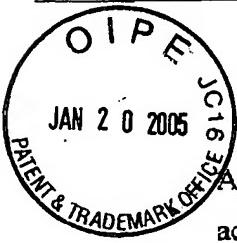
1. Transmitted herewith is Credit Card Payment Form PTO-2038, in the amount of \$ 1409.00 or the issue fee, publication fee, if applicable and 3 advance copies, payable to the Commissioner of Patents and Trademarks, PTOL-85B Issue Fee Transmittal, and PTO/SB/47 Fee Address Form.

2. Drawings: were previously approved.

3. DEPOSIT ACCOUNT 500323 AUTHORIZATION – All fees relating to the attached submittal are intended to be included herein. The office is however, hereby authorized to charge any deficiency or credit any overpayment in the fees relating to the attached submittal to deposit account **500323**, registered to Vernon C. Maine P.L.L.C., dba Maine & Asmus agents.

4. COMMENTS ON REASON FOR ALLOWANCE

The Applicant thanks the Office for providing reasons for allowance. However, the Applicant believes that the record as a whole amply supports the allowance of the claims and such further comments by the Office do not represent the full scope of the invention as defined in each of the claims. The Office merely recites elements of claim 1 as the reasons for allowance, and the



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Applicant wishes to ensure that such statement does not give rise to a presumption of acquiescence to those reasons, and the negative inferences that flow therefrom. Applicant believes that the allowed claims 1-5 and 7-9 including 1 independent claim are best interpreted in light of the record as a whole and not on the reasons presented in the Notice of Allowance.

#### 5. AFFIRMATION OF ELECTION

Applicant herein affirms the election, made without traverse, to prosecute the invention of Group I, claims 1-10 as discussed and agreed upon by Examiner Iraj A. Mohandes, of the USPTO, and Applicant's representative Scott J. Asmus, Reg. No. 42,269, on December 8, 2004, for the above cited application. Applicant further affirms the withdrawal and cancellation of claims 11-26 from further consideration by the examiner under 37 CFR 1.142(b), and cancellation of claims 6 and 10.

Respectfully submitted,

A handwritten signature in black ink.

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CERTIFICATE OF Facsimile 37 CFR 1.8: I certify that this correspondence is being faxed on the below date to Mail Stop Issue Fee, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, Fax #. 703-746-4000, Telephone #: 703-305-8594

Date: 01/20/2005

A handwritten signature in black ink.

Debra A. Stengel